



TRI-STATE
Generation and Transmission
Association, Inc.

Board of Directors Policy

Subject: REQUESTS FOR TRI-STATE INFORMATION			Policy No.: 406
Original Issue : 7-7-00	Last Revised: 3-2-16	Last Reviewed: 3-2-16	Page 5 of 7

EXHIBIT A to Board Policy 406

TRI-STATE GENERATION AND TRANSMISSION ASSOCIATION, INC.
Westminster, Colorado

RESTRICTED INFORMATION OR DOCUMENTATION REQUEST FORM


NOTE: No information or documentation concerning Tri-State, its Member Systems, personnel, directors, agents, employees or operations shall be made available (except for Routine Information covered in Tri-State's Policy on Requests for Tri-State Information or Documentation) unless the requesting party satisfactorily fills out and executes this form, and unless the Tri-State Board of Directors authorizes the requested information or documentation to be made available to the person requesting the same.

REQUESTING PERSON'S IDENTIFICATION:

Name: Jasen Bronec, CEO, DMEA Telephone: (970) 240-1299
Address: 11925 6300 Road
City/State/Zip: Street
Montrose, Colorado 81401

STATE *SPECIFICALLY* WHAT INFORMATION OR DOCUMENTATION IS BEING REQUESTED:

1. The underlying model (e.g. spreadsheet or similar matrix) used to calculate the "Mark to Market" buyout methodology used in Tri-State's January 11, 2017 DMEA withdrawal discussions
2. The complete Long-Term Financial Forecast used in the January 11 "Mark to Market" buyout methodology.
3. The complete integrated Resource Plan showing any capacity additions/changes and related capacity credits used in or relevant to the "Mark to Market" buyout methodology.
4. Other relevant assumptions, inputs, or data used in calculating Tri-State's January 11 "Mark to Market" buyout methodology.

 _____, Chairman and President	Date: <u>3-2-16</u>
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EXHIBIT A to Board Policy 406, continued

STATE *SPECIFICALLY* WHY YOU WANT SUCH INFORMATION OR DOCUMENTATION AND FOR WHAT USE AND PURPOSE SAID INFORMATION OR DOCUMENTATION IS INTENDED AND WILL BE USED:

This modeling and input information will allow DMEA to meaningfully evaluate Tri-State's buyout calculation pursuant to Tri-State bylaws Section 3(a).

DMEA will hold this information in confidence pursuant to the parties' January 11, 2017 confidentiality agreement.


IF THIS REQUEST IS MADE ON BEHALF OF ANOTHER PERSON OR PERSONS OTHER THAN YOURSELF OR ON BEHALF OF, OR IN THE NAME OF, ANOTHER PERSON, FIRM, CORPORATION OR ASSOCIATION, PLEASE ATTACH AN ADDITIONAL PAGE STATING THE NAMES, BUSINESS, ADDRESSES, AND TELEPHONE NUMBERS OF SUCH PERSON(S), FIRM(S), OR ASSOCIATION(S).

IF YOU ARE REPRESENTED BY AN ATTORNEY AT LAW IN MAKING THIS REQUEST, PLEASE STATE SUCH ATTORNEY'S NAME, BUSINESS ADDRESS AND TELEPHONE NUMBER:

IT IS UNDERSTOOD AND AGREED THAT THE UNDERSIGNED WILL NOT USE, OR PERMIT OTHERS TO USE, THE REQUESTED INFORMATION OR DOCUMENTATION FOR A USE OR PURPOSE OTHER THAN THAT ABOVE STATED. IT IS ALSO UNDERSTOOD THAT THE UNDERSIGNED WILL BE CHARGED FOR TRI-STATE'S COSTS ACTUALLY INCURRED IN MAKING SUCH INFORMATION OR DOCUMENTATION AVAILABLE, AND IT IS HEREBY AGREED THAT THE UNDERSIGNED WILL PAY ALL SUCH COSTS, AS DETERMINED BY TRI-STATE, AT THE TIME THE INFORMATION OR DOCUMENTATION IS PROVIDED.

Date: May 17, 2017

(Signature)

 Chairman and President	Date: 3-2-16
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April 24, 2018

Micheal McInnes, Chief Executive Officer
Tri-State Generation and Transmission Association, Inc.
1100 W. 116th Ave,
Westminster, CO 80234-2814

Re: Policy 406 Information Request

Dear Micheal:

Delta-Montrose Electric Association (DMEA) respectfully submits the attached request for information under Tri-State Board Policy 406.¹

The request asks for materials relevant to the 2016 exit of Kit Carson Electric Cooperative from membership in Tri-State. This Kit Carson exit information and Tri-State's previous determination of "equitable" exit terms for Kit Carson under Section 3(a) of the Tri-State Bylaws are an important and relevant reference as DMEA moves toward its own equitable withdrawal from Tri-State.

As you also know, DMEA has previously requested this information orally and in writing, most recently in a March 30, 2018 written request to Tri-State's Senior Vice President, Brad Nebergall. Tri-State senior staff have discussed the request internally but have not produced the materials. DMEA hopes that by formalizing its request through this Policy 406 submission, it can obtain and evaluate the Kit Carson information and thereby facilitate and accelerate the parties' negotiations concerning DMEA's goal of equitably withdrawing from Tri-State.

In an April 13, 2018 letter, Kit Carson authorized Tri-State to share all Kit Carson withdrawal-related information with DMEA provided such information remains confidential. With regard to Kit Carson's request to maintain its withdrawal-related information in confidence, DMEA agrees to keep the requested information confidential pursuant to DMEA and Tri-State's January 11, 2017 confidentiality agreement.

Thank you in advance for your attention to this request. To the extent Tri-State declines to disclose Kit Carson-related exit information, DMEA respectfully requests that Tri-State inform DMEA under what circumstances it would be willing to produce such information.

Sincerely,

Jasen Bronec, CEO
Delta-Montrose Electric Association

/ Enclosure

¹ Please note that DMEA Board member Kyle Martinez, who also serves on Tri-State's Board of Directors, did not participate in any deliberations or decisions relating to this information request.



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EXHIBIT A to Board Policy 406

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Westminster, Colorado

RESTRICTED INFORMATION OR DOCUMENTATION REQUEST FORM

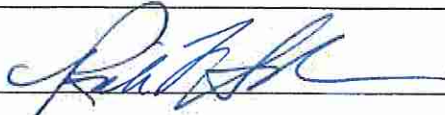
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REQUESTING PERSON'S IDENTIFICATION:

Name: Jasen Bronec Telephone: 877-687-3632
Address: 11925 6300 Road
Street
City/State/Zip: Montrose, CO 81401

STATE *SPECIFICALLY* WHAT INFORMATION OR DOCUMENTATION IS BEING REQUESTED:

See Attachment 1

 _____, Chairman and President	Date: <u>3-7-18</u>
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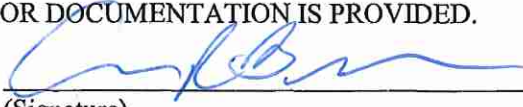
This information will assist DMEA in meaningfully evaluating Tri-State's buyout calculation for DMEA and in
establishing equitable exit terms from membership in Tri-State Generation & Transmission.


IF THIS REQUEST IS MADE ON BEHALF OF ANOTHER PERSON OR PERSONS OTHER THAN YOURSELF OR ON BEHALF OF, OR IN THE NAME OF, ANOTHER PERSON, FIRM, CORPORATION OR ASSOCIATION, PLEASE ATTACH AN ADDITIONAL PAGE STATING THE NAMES, BUSINESS, ADDRESSES, AND TELEPHONE NUMBERS OF SUCH PERSON(S), FIRM(S), OR ASSOCIATION(S).

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Date: 24 April 2018


(Signature)

 _____, Chairman and President	Date: <u>3-7-18</u>
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Attachment 1

Information DMEA requests pursuant to its April 24, 2018 Tri-State Policy 406 Request

1. DMEA requests all information provided by or on behalf of Kit Carson Electric Cooperative, Inc. (Kit Carson) to Tri-State and that is relevant to the terms and conditions Tri-State and Kit Carson negotiated in connection with Kit Carson's withdrawal from Tri-State.
2. DMEA requests the information and any underlying models (e.g., spreadsheet or similar matrix) used to calculate the mark-to-market buyout methodology used in Kit Carson's withdrawal from Tri-State.
3. DMEA requests all other relevant inputs, assumptions, or data used in calculating the amount paid by Kit Carson in connection with its withdrawal from Tri-State.
4. DMEA requests all outputs (including modeling outputs and those outputs shared with Kit Carson) relevant to calculating the amount paid by Kit Carson in connection with its withdrawal from Tri-State.
5. DMEA requests all information generally presented to Tri-State members (or available to those members) prior to the Kit Carson exit that discusses the "mark-to-market" buyout methodology and alternatives to that methodology.

DMEA will keep this information confidential pursuant to DMEA and Tri-State's January 11, 2017 confidentiality agreement. Kit Carson has indicated in writing that it does not object to Tri-State's sharing any of its withdrawal-related information with DMEA.